

No. 74061

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 24 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 24 2006

The applicant **THE STEVE A. MACK REVOCABLE TRUST** hereby makes application for permission to change the **Place of Use of a portion** water heretofore appropriated under **ClaimS #69, 69a, and 69b** of The Truckee River Decree, said decree entered in the District Court of The United States for Nevada in that certain action entitled, "The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants," in Equity Docket No. A-3.

1. The source of water is **TRUCKEE RIVER**
2. The amount of water to be changed **0.006 cfs NOT TO EXCEED 2.50 ACRE FEET ANNUALLY**
3. The water to be used for **AS DECREED**
4. The water heretofore permitted for **AS DECREED**
5. The water is to be diverted at the following point **NE ¼ SW ¼ OF SECTION 31, T.10N., R.18E., M.D.B.&M., OR AT A POINT FROM WHICH THE SOUTHEAST CORNER OF SAID SECTION 31 BEARS S.62°04' E. A DISTANCE OF 3195.00 FEET (STEAMBOAT CANAL)**
6. The existing permitted point of diversion is located within
7. Proposed place of use **SECTION 11, T.18N., R.19E., M.D.B.&M. NE ¼ NE ¼ - 0.625 ACRES WITHIN ASSOSSOR'S PARCEL NO. 041-130-11 (2.48 ACRES) NOW, APN 041-130-53; MAP TR-024**
8. Existing place of use **SECTION 11, T.18N., R.19E., M.D.B.&M. NE ¼ NE ¼ - 0.625 ACRED WITHIN APN 041-130-43; MAP TR-024**
9. Use will be from **AS DECREED.**
10. Use was permitted from **AS DECREED.**
11. Description of proposed works **WATER WILL BE DIVERTED FROM THE STEAMBOAT DITCH AND DELIVERED TO THE PLACE OF USE THROUGH EXISTING IRRIGATION SYSTEMS.**
12. Estimated cost of works **EXISTING**
13. Estimated time required to construct works **EXISTING**
14. Estimated time required to complete the application of water to beneficial use **TEN YEARS**

15. Remarks: ORIGINAL APPURTENANT DECREED WATER RIGHTS WERE STRIPPED FROM THE PROPOSED PLACE OF USE BY PERMIT 64493.

By ROBERT E. FIRTH
s/ Robert E. Firth
360 E. RIVERVIEW CIRCLE
RENO, NV 89509

Compared mt/ag_____ef/bk_____

Protested_____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of the Truckee River as heretofore granted under Claims 69/69A/69B, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is limited to the irrigation of 0.625 acres within the described place of use and not to exceed an annual duty of 4.00 acre-feet per acre of land irrigated from any and/or all sources. The period of use is as decreed.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0061 cubic feet per second, but not to exceed 2.50 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

October 6, 2007

Proof of completion of work shall be filed on or before:

November 6, 2007

Water must be placed to beneficial use on or before:

October 6, 2009

Proof of the application of water to beneficial use shall be filed on or before:

November 6, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, Tracy Taylor, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 6th day of October, A.D. 2006

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____